

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 01-40083
Summary Calendar

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

JEMELL Q. WELCH,

Defendant-Appellant.

Appeal from the United States District Court
for the Southern District of Texas
USDC No. L-00-CR-823-1

October 18, 2001

Before POLITZ, WIENER, and PARKER, Circuit Judges.

PER CURIAM:*

Jemell Q. Welch, appeals his guilty-plea conviction for possession with intent to distribute cocaine in violation of 21 U.S.C. § 841 (b)(1)(C). He maintains that the trial court's failure to advise him of the consequences of a supervised release revocation mandates the vacating of his guilty plea. Although Welch is correct that the trial judge did not speak to the consequences of a supervised release revocation,

*Pursuant to 5TH CIR. R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR. R. 47.5.4.

neither the actual sentence imposed nor the “worst-case” scenario one might envision exceeds the statutory maximum incarceration period of which he was correctly advised.¹ Accordingly, the district court’s judgment is AFFIRMED.

¹United States v. Hekimain, 975 F.2d 1098 (5th Cir. 1992).